IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

ORIGINAL JURISDICTION

Dated Nainital the 7th day of January 2004

Crl. Bail Application No. 09 of 2004

Order on the Bail Application

CRIMINAL SIDE

Mohamad S/o Shri Pyare Ali Khan,
R/o Gali No.1, Indira Colony
Rudrapur
Distt. Udham Singh Nagar ….. Applicant

Vs.

State of Uttaranchal. ……. Opposite Party

Crime No. 1462 of 2003.
Under Sections 147, 148, 323, 324, 452, 506, 308 IPC
P.S. Rudrapur,
District Udham Singh Nagar.

By the court.

Hon,ble Rajesh Tandon, J.

Heard Sri S.K. Mandal, learned counsel for the accused/applicant and learned A.G.A.

Learned counsel for the applicant has submitted inter-alia, that the juveniles/minors have been granted bail by the trial court; that the name of the accused came into light at the first time in the evidence of the witness recorded under Section 161 Cr.P.C.; that the lodging of the F.I.R. has been delayed by one day; that no specific role of the accused-applicant has been assigned in the F.I.R.

The applicant has also submitted that the medical report also does not support the prosecution story and the injuries are also simple.

Considering the facts and circumstances, it is a fit case for grant of bail.

Let the applicant Mohamad be released on bail on his furnishing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M., Udham Singh Nagar.

Dated 07.01.2004: **(Rajesh Tandon, J.)**
NCM: